AFFIDAVIT OF SERVICE

STATE OF NEW YORK) ss.:
COUNTY OF NEW YORK)

Jason Smith, being sworn, says:

I am not a party to the action, am over 18 years of age and am employed by HEIDELL, PITTONI, MURPHY & BACH, LLP.

On May 30, 2008, I served a true copy of the annexed ANSWER in the following manner: by mailing the same in a sealed envelope, with postage prepaid thereon, in a post-office or official depository of the U.S. Postal Service within the State of New York, addressed to the last-known address of the addressee(s) as indicated below:

Cynthia Conti-Cook, Esq. STOLL, GLICKMAN & BELLINA, LLP Attorneys for Plaintiff 71 Nevins Street Brooklyn, New York 11217

Jason Smith

Sworn to before me this

2 day of **4 / 4 4**, 2008

NOTAR PUBLIC

DORALBA LASSALLE
Notary Public, State of New York
No. 02LA6102410
Qualified in Bronx County
Commission Expires December 8, 2011